

**CITY OF TAYLORSVILLE
CITY COMMISSION
REGULAR MEETING**

April 1, 2014

The City of Taylorsville City Commission held a Regular Meeting on Tuesday, April 1, 2014 at 5:00 p.m., at the City Hall Annex.

Present were:

Don Pay, Mayor
Jack Proctor, Commissioner
Ellen Redmon, Commissioner
Kathy Spears, Commissioner
Beverly Ingram, Commissioner

Staff present:

Steve Biven, City Clerk
Randy McConnell, Comptroller
Harold Compton, Public Works Director

Toby Lewis, Police Chief
Lisa Ware, Co Treasurer

Item #1

Mayor Pay called the meeting to order at 5:00 p.m. with a brief moment of silence and then Commissioner Redmon lead the group in a recital of the Pledge of Allegiance.

Item #2 – *Consent Calendar*

Motion made by Commissioner Spears and seconded by Commissioner Proctor to approve the Consent Calendar for March 2014. Motion carried with a vote of 5-0. This approved the minutes of the March 4th Regular Meeting, the 4:00p.m. March 13th Special Meeting, the 6:00 p.m. March 13th Special Meeting, the 4:00 p.m. March 20th Special Meeting and the 6:00 p.m. March 20th Special Meeting, as well as the payments of General Fund and Water/Sewer Fund March 2014 bills and the fire report.

Item #3- *Comments by the Mayor*

There were no comments from Mayor Pay.

Item #4 – ***Committee Reports***

a) Main Street (Annette King)

i) Mrs. King presented a letter from the state Main Street Coordinator pertaining to the City's certification status. Main Street now has an "affiliate" status. Mrs. King stated that before the next certification there were some assessments that needed to be fulfilled pertaining to design and historic preservation.

Mrs. King stated that the Jail House Dinner will be April 26, 2014 and the cost will be \$25.00 a person. You may purchase tickets for the dinner at the Red Scooter and The Tea Cup. Due to the limited seating there will be three separate seating times for the meal, 4:00, 6:00 and 8:00 p.m.

Motion was made by Commissioner Spears and seconded by Mayor Pay to block off Main Cross from Main Street to behind the Chamber of Commerce. Motion carried with a vote of 5-0.

ii) Motion was made by Commissioner Redmon and seconded by Commissioner Proctor to approve Mrs. King's hours for the month of March. Motion carried with a vote of 5-0.

Item #5– ***Old Business***

There was no old business.

Item #6– ***New Business***

a) Jim Hodge regarding the Floodwall

Mr. Hodge was not present to discuss the Floodwall.

b) ***Willis Milburn – Regarding Surcharge on Water Meter not in use.***

Mr. Milburn was present to state he has three water meters on Hickory Ridge Road and one of them is no longer in use. He does not think he should have to pay the Surcharge on it. He purchased the meters when the water was put in on the Phase II project. After much discussion the commission decided to table the issue.

c) Department Reports

i) Financial Report – Randy McConnell, City Comptroller, provided the commission with a Cash Analysis Report and an Overtime Report. The City is fully collateralized at all three banks.

The next Financial Meeting will be Wednesday, April 9th at 10:00 a.m.

General Fund

Y-T-D Insurance Premium Revenue is \$127,587.

Year to Date Occupational License Receipts are \$204,411.

Year to Date Property Taxes net of Discounts are \$146,402. Uncollectible Taxes are \$5,541.

Expenses

Y-T-D Street Repair and Maintenance Expenses is \$15,003. \$7,223 of this amount is for purchase of Salt.

The Municipal Road Aid Fund Balance is currently \$126,355.

Water and Sewer Enterprise Fund - Revenues

Year to Date Water Revenue of \$2,243,368 is \$136,632 under Budget.

Year to Date Meter Set Revenue of \$73,800 is \$17,800 over Budget.

Year to Date Sewer Revenue of \$220,984 is \$13,683 under Budget.

Year to Date Sewer Impact Fees of \$18,000 are \$6000 under Budget.

Expenses

Louisville Water Company will raise their cost from \$2.05 per thousand to \$2.10 per thousand effective July 1, 2014. This is a 2.44% increase or approximately \$27,000.

Year to Date Louisville Water Expense of \$720,368 is \$3,702 over Budget.

ii) Public Safety – Toby Lewis, Police Chief

Chief Lewis stated that the schedule was in the commissioner's packets and that there have been two requests for solicitations. Project Graduation would like to set up road blocks on May 10th and May 24th. **Motion was made by Commissioner Spears and seconded by Commissioner Ingram to allow Project Graduation to have road blocks on May 10th and May 24th. Motion carried with a vote of 5-0.**

Chief Lewis also stated that the Taylorsville-Spencer County Fire Department would like to set up road blocks for the Crusade for Children the weekend of June 6th, 7th and 8th. **Motion was made by Commissioner Spears and seconded by Commissioner Ingram to allow the Fire Department to have road blocks on the weekend of June 6th, 7th and 8th. Motion carried with a vote of 5-0.**

Chief Lewis also stated that the commissioners have information regarding the 911 Meeting. He had informed the commission at the last commission meeting of a possible shortfall in reference to the 911 funding. The County Judge stated that he thinks they needed to look at other agencies that have a dispatch services and see what the cost would be for Spencer County. This was going to be the Judge's recommendation to Fiscal Court. That is not the 911 committee recommendation. KSP is looking into ways to offset the cost.

Clerk Biven stated that the commission needed to discuss the use of the Class D program. Chief Lewis stated he would like to have the public works department personnel over see this program instead of his officers. He stated that Taylorsville was the only agency that is using law enforcement to oversee the Class Ds. Commissioner Ingram stated that Main Street needed to be cleaned up. Commissioner Ingram is to provide a list of items that need to be done. After much discussion, the **Motion was made by Commissioner Ingram and seconded by Commissioner Spears to use two Class D felons for the two next weekends, Saturday and Sunday with public works overseeing the cleanup of Main Street. Motion carried with a vote of 5-0.**

Clerk Biven stated there was a contract from the Department of Transportation in the commissioner's packets. This is to have Sisler-Maggard relocate the water lines at Normandy

Road. **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to authorize the Mayor to sign the contract between the City and the Department of Transportation for the water line relocation at Normandy Road. Motion carried with a vote of 5-0.**

iiii) Utility – Harold Compton, Public Works Director

a) Water – There were no comments regarding water.

b) Sewer – There were no comments regarding sewer.

c) Streets – Maple Avenue- Mr. Compton stated he had painted white lines on Maple Avenue and that those lines were five (5) feet inside the property lines, equivalent to the outside of the sidewalk area. Mr. Compton said that he understood that the residents on Maple would rather have parking than to have sidewalks. He stated that the commission needs to decide what they would like to see done. Commissioner Ingram stated she thought the commission needed to take this into consideration, think about it a little longer and maybe come up with a design or have the City Engineer develop a design. Commissioner Ingram explained she thought the residents on Maple Avenue would have been a lot happier if they could have seen a plan or drawing. Commissioner Proctor asked if Mr. Compton knew how much money the City will spend? Mr. Compton replied that he had not priced anything yet. **Motion was made by Commissioner Ingram and seconded Commissioner Spears to table the discussion on Maple Avenue until the commission has received more information. Motion carried with a vote of 5-0.**

iv) General Government

1) Fence - Mr. Compton stated there were bids in the commissioner's packet for a privacy fence. This fence would be installed from the dumpster to the corner where the dozer sits. It would be 372 feet long. One price is for \$5,766 for a shadow box type fence and the other price is for \$4,836 for a solid type fence. These prices were from Shuck Fence. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to install a fence at the cost of \$5,766. Motion carried with a vote of 5-0.**

2) Offer for On-Call Employment- Clerk Biven stated that the commission had a letter in their packet from Carolyn Shields asking to be re-hired as an on-call employee. Clerk Biven stated that there are times that the city could use some help covering vacations and sickness. Commissioner Spears stated that the City had done this in the past. Clerk Biven is to pursue having Mrs. Shields as an on-call employee.

3) Leave Without Pay Request - Clerk Biven stated that the commission had a letter from Cliff Brown requesting time off without pay to go on a Mission Trip. **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to allow Cliff Brown time off without pay. Motion carried by a vote of 5-0.**

d) Other New Business – There was no other new business.

Item #7 – ***Legal (City Attorney) John D. Dale***

a) Compensation of Elected Officials – Mr. Dale stated that the commission had to decide by May 5th what the compensation for the next Mayor and Commissioners would be. Mr. Dale stated several ways the commission could set that compensation. The current and previous Ordinances were in the commissioner's packet. These Ordinances would need to have the second reading completed by the first Monday in May, which is the 5th of the month and also be published in the paper. There was much discussion relating to this issue. **Motion was made by Commissioner Ingram to set the compensation for the next commission at the current rate of pay plus the 1.5% Cost of Living. Motion failed for a lack of a second. Motion was made by Commissioner Spears and seconded by Commissioner Redmon to leave the current pay rates as they are now for the next commission. Motion carried with a vote of 5-0.** Mr. Dale gave the first reading of the Ordinance pertaining to the compensation provided for Elected Officials.

b) Goodlett Rezoning Ordinance 408 & 410 Garrard Street

Mr. Dale gave the first reading of the Ordinance approving the rezoning of certain property located in Taylorsville-Spencer County, Kentucky owned by Stephen L. Goodlett.

Mr. Dale stated he had a matter he would like to discuss with the commission in executive session under KRS 61.810-1(c) concerning proposed litigation in regard to the numerous open records requests the City has been receiving and the need to discuss in executive session would be in regard to attorney client privilege, strategy and tactics.

Item #8 - ***Elected Officials' Comments***

Commissioner Redmon read a statement she had prepared regarding issues the city has faced with county water lines and the audit report. She pointed out that years ago the county originally did not have sufficient funds to pay for water lines to be installed. The City stepped up and borrowed money to help provide water to that area. Commissioner Redmon said that the county water rates are higher than the city rates due to added costs associated with the mileage, longer working hours and various other factors. The City has provided water to county customers with the implementation of the Phase I, II and III water projects.

Commissioner Redmon then took issue with the city's most recent auditor, Peercy and Gray. She stated that the field work began on August 5, 2013 and was completed on August 23rd, but the city did not receive a draft until November 4th. She pointed out that other communities, such as Bardstown, received their audits as early as September or October. She also stated that the recent auditor only communicated with the previous auditor for a time of about 40 seconds. Commissioner Redmon accused the auditor of listening to county property owners that do not even live within the city and that the auditor made serious mistakes in performing the audit that amounted to thousands of dollars in errors. She said that Comptroller McConnell pointed out one error that amounted to \$870,000 in depreciation expense. The auditor used the wrong budget year on three schedules that were published in the paper.

Commissioner Redmon then proceeded to discuss all the open records request that city had recently received. She wanted the taxpayers to know that the city has expended over \$20,000 in responding to such request and that taxpayer money is being spent foolishly to respond to them. Commissioner Redmon stated she is trying to do what she feels the people that voted for her would want her to do.

Commissioner Proctor made a comment pertaining to Maple Avenue. He stated that Mr. Compton has enough to do this summer and he felt that the commission may need to get a professional to design Maple Avenue. Commissioner Proctor feels that if the City were to go with a professional designer it would be able to obtain the total project cost and then get it broke into quarters, in case financially the City had to postpone the project.

EXECUTIVE SESSION

Item #9 -**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to adjourn to Executive Session under provisions of KRS 61.810 (1) (b) Deliberations on the future acquisition of real estate by a public agency (c) Discussion of pending litigation against or on behalf of the public agency. Motion carried with a vote of 5-0.**

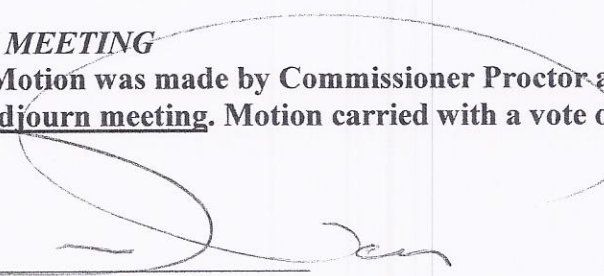
RETURN TO OPEN SESSION

Item #10 – **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to return to open session. Motion carried a vote of 5-0.**

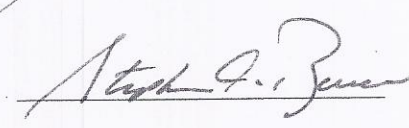
Item #11 – **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to have the city attorney to proceed to research proposed litigation regarding excessive open records requests. Motion carried with a vote of 5 -0.**

ADJOURN MEETING

Item # 12- **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to adjourn meeting. Motion carried with a vote of 5-0.**



Don Pay, Mayor



Stephen A. Biven, City Clerk